

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Buffalo)
CIVIL DOCKET FOR CASE #: 1:19-cv-00597-RJA-JJM

Kuzma v. U. S. Department of Justice
Assigned to: Hon. Richard J. Arcara
Referred to: Hon. Jeremiah J. McCarthy
Related Case: [1:16-cv-00347-RJA-JJM](#)
Cause: 05:552 Freedom of Information Act

Date Filed: 05/08/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Michael Kuzma**

represented by **Daire Brian Irwin**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**U. S. Department of Justice**

represented by **Michael S. Cerrone**
U.S. Attorney's Office
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/08/2019	<u>1</u>	COMPLAINT against U. S. Department of Justice \$ 400 receipt number 0209-3445452, filed by Michael Kuzma. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Irwin, Daire) (Entered: 05/08/2019)
05/10/2019		Case assigned to Hon. Richard J. Arcara. Notification to Chambers of on-line civil case opening. (SG) (Entered: 05/10/2019)
05/10/2019		AUTOMATIC REFERRAL to Mediation The ADR Plan is available for download at http://www.nywd.uscourts.gov/alternative-dispute-resolution (SG) (Entered: 05/10/2019)
05/10/2019		Notice of Availability of Magistrate Judge: A United States Magistrate of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form (AO-85) is available for download at http://www.uscourts.gov/services-forms-forms . (SG) (Entered: 05/10/2019)
05/10/2019	<u>2</u>	Summons Issued as to U. S. Department of Justice.(SG) (Entered: 05/10/2019)
05/25/2019	<u>3</u>	AFFIDAVIT of Service for Summons and Complaint served on Mark Witzleben on May 16, 2019, filed by Michael Kuzma. (Irwin, Daire) (Entered: 05/25/2019)
06/19/2019	<u>4</u>	ANSWER to <u>1</u> Complaint by U. S. Department of Justice.(Cerrone, Michael) (Entered: 06/19/2019)
06/21/2019	<u>5</u>	TEXT ORDER REFERRING CASE to Magistrate Judge Hon. Jeremiah J. McCarthy. The Magistrate Judge is hereby designated to act in this case as follows: Pursuant to 28

		<p>U.S.C. Section 636(b)(1)(A) and (B), all pre-trial matters in this case are referred to the above-named United States Magistrate Judge, including but not limited to: (1) conduct of a scheduling conference and entry of a scheduling order pursuant to Fed. R. Civ. P. 16, (2) hearing and disposition of all non-dispositive motions or applications, (3) supervision of discovery, and (4) supervision of all procedural matters involving the aforementioned or involving the preparation of the case or any matter therein for consideration by the District Judge. The Magistrate Judge shall also hear and report upon dispositive motions for the consideration of the District Judge pursuant to 28 U.S.C. Section 636(b)(1)(B) and (C). All motions or applications shall be filed with the Clerk and made returnable before the Magistrate Judge. The parties are encouraged to consider the provisions of 28 U.S.C. Section 636(c) governing consent to either partial or complete disposition of the case, including trial if necessary, by the Magistrate Judge. Consent forms are available from the office of the Magistrate Judge or the office of the Clerk of Court. IT IS SO ORDERED. Issued by Hon. Richard J. Arcara on 6/21/2019. (LAS) (Entered: 06/21/2019)</p>
06/24/2019	6	TEXT ORDER: A status conference is scheduled for July 9, 2019 at 3:00 p.m. Counsel may appear in person or participate by telephone in the conference. For those electing to participate by telephone, the court has arranged a dial-in teleconference. To access the teleconference, the parties shall dial (703) 724-3100, enter access code 4100030#, and then pin 9999# sufficiently in advance of the conference. SO ORDERED. Issued by Hon. Jeremiah J. McCarthy on 6/24/19. (DAZ) (Entered: 06/24/2019)
06/24/2019		CALENDAR EVENT : Status Conference set for 7/9/2019 at 03:00 PM before Hon. Jeremiah J. McCarthy. (DAZ) (Entered: 06/24/2019)
06/24/2019	7	TEXT ORDER : At defendant's request and with plaintiff's consent, the July 9, 2019 status conference is rescheduled for July 18, 2019 at 02:00 PM before Hon. Jeremiah J. McCarthy. Counsel may appear in person or participate by telephone in the conference. For those electing to participate by telephone, the court has arranged a dial-in teleconference. To access the teleconference, the parties shall dial (703) 724-3100, enter access code 4100030#, and then pin 9999# sufficiently in advance of the conference. SO ORDERED. Issued by Hon. Jeremiah J. McCarthy on 6/24/19. (DAZ) (Entered: 06/24/2019)
07/18/2019	8	Minute Entry for proceedings held before Hon. Jeremiah J. McCarthy: Status Conference held on 7/18/2019. Discussed history of cases and pending motions. Court sets another status conference for September 18, 2019 at 2:00 PM. APPEARANCES: Daire Brian Irwin for plaintiff; Plaintiff Michael Kuzma; Michael Cerrone for defendant. (FTR GOLD) Associated Cases: 1:16-cv-00347-RJA-JJM, 1:19-cv-00597-RJA-JJM(DAZ) (Entered: 07/18/2019)
09/04/2019		CALENDAR EVENT : Status Conference set for 9/18/2019 at 02:00 PM before Hon. Jeremiah J. McCarthy.(DAZ) (Entered: 09/04/2019)
09/18/2019	9	Minute Entry for proceedings held before Hon. Jeremiah J. McCarthy: Status Conference held on 9/18/2019. Case No. 16-CV-347 is fully briefed. Parties continue to communicate and try to narrow the issues. Court sets a further conference for October 31, 2019 at 11:00 AM. APPEARANCES: Daire Brian Irwin with plaintiff Michael Kuzma; Michael Cerrone for defendant. (FTR GOLD) Associated Cases: 1:16-cv-00347-RJA-JJM, 1:19-cv-00597-RJA-JJM(DAZ) (Entered: 09/18/2019)
09/18/2019		CALENDAR EVENT : Status Conference set for 10/31/2019 at 11:00 AM before Hon. Jeremiah J. McCarthy. (DAZ) (Entered: 09/18/2019)
10/31/2019	10	Minute Entry for proceedings held before Hon. Jeremiah J. McCarthy: Status Conference held on 10/31/2019. Defense counsel provides update on the case. Additional records forthcoming. Court sets January 30, 2020 at 11:00 AM for another status conference. APPEARANCES: D. Irwin for plaintiff; plaintiff M. Kuzma; M. Cerrone, D. Coriell for defendant. (FTR GOLD) (DAZ) (Entered: 10/31/2019)
10/31/2019		CALENDAR EVENT : Status Conference set for 1/30/2020 at 11:00 AM before Hon. Jeremiah J. McCarthy. (DAZ) (Entered: 10/31/2019)